

NMED/ EPA Monthly Meeting
October 24, 2022

NMED

Michael Baca
Armando Paz
Roslyn Higgin
Brian Schath
Robert Spillers
Neal Butt

Region 6

Sherry Fuerst
Melanie Magee
Carrie Paige
Nevine Salem
Michael Feldman
Randy Pitre

News/Announcements

R6 –

- COVID Update: Dallas is green again. More people in the office, liberal work at home policy. Masks are not required in the office
- Acting Deputy RA Helena Wooden-Aguilar leaving at end of this month

NMED:

Status of SIP/Non-SIP Submittals and Early Engagement

- Regional Haze Updates:
NMED: Mark Jones
EPA: Michael Feldman--
- 110(a)(2) Transport:
 - SO₂ Transport – Nevine Salem- No updates from EPA; NMED updates--no new updates.
 - 2015 ozone Updates –Sherry Fuerst
Link to the [[HYPERLINK "https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001"](https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001)]
Link to the [[HYPERLINK "https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient"](https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient)] Public comment closed. EPA received more than 110,000 comments
NM and CABC action- Sherry
WEG Deadline suit [[HYPERLINK "https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf"](https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf)]
Deadline suit for TX [[HYPERLINK "https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit"](https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit)]
Still waiting on modeling results
- 179B(b) demonstration Updates:
NMED: Armando Paz:
[[HYPERLINK "https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001"](https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001)] Public comment closed 9/19/22 no comments received. [[HYPERLINK "https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule"](https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule)] published Oct. 19.
EPA: Sherry Fuerst, Melanie Magee

- FR proposal notice for the [[HYPERLINK "https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule"](https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule)] published September 29. Public comment closes October 31, 2022
- Part 79 update signed Aug. 5 waiting for publication (Adina and Neal) [[HYPERLINK "https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837"](https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837)] 8/19/22. Public comment closed 9/19/22. Two supportive comments received. Working on the final action.
- PB redesignation Carrie Paige to provide update.
- Ozone Advance. Updates: Carrie Paige, Randy Pitre, and Brian Schath:
- Ozone precursor rule: Published Aug. 5.
 - Outreach Michael: developed a website.
 - Lots of questions from the public
 - Had industry workshop
 - General FAQ with guidelines.
 - Looking for real emission reductions and hoping for real o3 reductions.
 - Bob Spillers: do you have an update on the O&G company that has filed an appeal on the rule?
- Energy Transition Act- Bob Spillers
 - hearing scheduled Oct. 26-28.
 - anticipated contention. Hearing in four corners, bc of SJ power plant. Which is scheduled to close down in sept. but someone is taking over doing carbon capture.

Additional Topics, Questions, and Follow-up

- Construction Fees (part 75-construction fees-SIP related) Title V and NSR and rulemaking activities: Not a priority NMED still doing background investigation. Had an update meeting. Not going forward with the fee schedule for this year or next (place on hold-- but keep it on the agenda, NMED needs to keep this in the focus)
- 2021 Exceptional Event demonstrations, Armando: Planning on doing the 2021 submitted by the end of the year. Continue to work with Josh Madden.
- 111(d) Emission Guidelines for Oil & Gas: We issued a proposal on November 2nd (signature date, Nov. 15 was publication date). EPA received nearly 500,000 written comments during the public comment period. We are reviewing these comments now as we develop a supplemental proposal to further strengthen standards from the proposal. The supplemental proposal is in review with OMB. Communication plan is in development.
- CenSara meeting-Melanie Magee

Upcoming rule making activities

Other items for status follow-up or separate discussions.

Next scheduled Monthly December 5 1:00-2:00 PM MDT

NAAQS – periodic reviews (NS = no schedule for next review):

Carbon Monoxide (2011) – NS: <https://www.epa.gov/naaqs/carbon-monoxide-co-air-quality-standards>

Primary NO2 (2018) – NS: [[HYPERLINK "http://www.epa.gov/naaqs/nitrogen-dioxide-no2-primary-air-quality-standards"](http://www.epa.gov/naaqs/nitrogen-dioxide-no2-primary-air-quality-standards)]

Primary SO2 – (2019) – NS: [[HYPERLINK "http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards"](http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards)]

Ozone – There will be a virtual public meeting of the Chartered Clean Air Scientific Advisory Committee (CASAC)

and CASAC Ozone Review Panel to discuss a draft CASAC report on EPA's 2020 Ozone Integrated Science Assessment (ISA). The meeting will be held on November 14 and 15, 2022, from 11:00 a.m. to 3:00 p.m. Eastern Time. For details on how to access the meeting: [[HYPERLINK "https://casac.epa.gov"](https://casac.epa.gov)]
[[HYPERLINK "https://www.epa.gov/naaqs/ozone-o3-air-quality-standards"](https://www.epa.gov/naaqs/ozone-o3-air-quality-standards)]

Particulate Matter (PM) – EPA's Final Supplement to the 2019 Integrated Science Assessment for PM is posted: [[HYPERLINK "https://cfpub.epa.gov/ncea/isa/recordisplay.cfm?deid=354490"](https://cfpub.epa.gov/ncea/isa/recordisplay.cfm?deid=354490)].
The Final Policy Assessment for the Review of the PM NAAQS is also posted: [[HYPERLINK "https://www.epa.gov/naaqs/particulate-matter-pm-standards-policy-assessments-current-review-0"](https://www.epa.gov/naaqs/particulate-matter-pm-standards-policy-assessments-current-review-0)]
Proposed decision this fall (still w/OMB - submitted to OMB 8-16-22); final decision spring 2023.

Lead [[HYPERLINK "https://www.epa.gov/naaqs/lead-pb-air-quality-standards"](https://www.epa.gov/naaqs/lead-pb-air-quality-standards)]
Anticipate draft Integrated Science Assessment early in 2023

Secondary NO2/SO2/PM – Final ISA posted 10/19/20.
[[HYPERLINK "http://www.epa.gov/naaqs/nitrogen-dioxide-no2-and-sulfur-dioxide-so2-secondary-air-quality-standards"](http://www.epa.gov/naaqs/nitrogen-dioxide-no2-and-sulfur-dioxide-so2-secondary-air-quality-standards)]
Anticipate the draft Policy Assessment ... 2023 (no longer on same schedule as PM NAAQS review).
[Prior review completed spring 2012 – retained w/o revision]